

*JPW*

PTO/SB/21 (03-03)  
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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/759,943
Filing Date	January 16, 2004
First Named Inventor	Michael Marra, et al
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	SPFUN-66948

### ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal C ommunicatidnC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): POSTCARD;
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<b>Remarks</b> PETITIONS OF ELLSWORTH R. ROSTON AND MICHAEL MARRA TO ADD G. BURNELL HOHL AS AN INVENTOR PURSUANT TO 37 CFR 1.48(a); PETITION TO ADD G. BURNELL HOHL AS AN INVENTOR (EXECUTED BY B. HOHL)	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

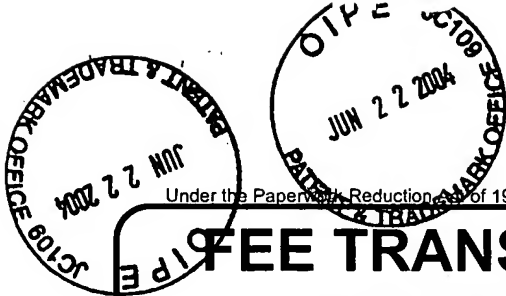
Firm or Individual	FULWIDER PATTON LEE & UTECHT, LLP ELLSWORTH R. ROSTON, ESQ., REG. NO. 16,310
Signature	<i>Ellsworth R. Roston</i>
Date	June 18, 2004

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 06/18/2004			
Typed or printed	ELLSWORTH R. ROSTON, REG. NO. 16,310		
Signature	<i>Ellsworth R. Roston</i>	Date	06/18/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$)

## Complete if Known

Application Number	10/759,943
Filing Date	January 16, 2004
First Named Inventor	Michael Marra, et al.
Examiner Name	Not Yet Assigned
Art Unit	Not Yet Assigned
Attorney Docket No.	SPFUN-66948

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number  
Deposit  
Account  
Name

06-2425

FULWIDER PATTON, et al.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	65.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Ellsworth R. Roston	Registration No. (Attorney/Agent)	16,310	Telephone	310-824-5555
Signature	Ellsworth R. Roston	Date	06/18/2004		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop: Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 18, 2004.

*Olga M. Colon*  
Olga M. Colon

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventors: Michael Marra & G. Burnell Hohl

Serial No. 10/759,943

Filed: January 16, 2004

For APPARATUS FOR PROVIDING  
AURAL INDICATIONS OF THE FLIGHT  
OF A BALL WHEN THE BALL DISPOSED  
ON THE T-BALL STAND IS HIT BY A  
BATTER

Examiner: Not Yet Assigned

Group Art Unit: 3711

Client ID/Matter No. SPFUN-66948

Los Angeles, California 90045

Date: June 18, 2004

PETITION OF ELLSWORTH R. ROSTON TO ADD G. BURNELL HOHL  
AS AN INVENTOR PURSUANT TO 37 CFR § 1.48(a)

Mail Stop: Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The applicants hereby petition to amend the application by adding G. Burnell Hohl as an inventor. The inventorship error occurred without deceptive intent on the part of G. Burnell Hohl and Michael Marra. The joint inventors as currently listed filed petitions in support of the requested change.

Pursuant to 37 CFR § 1.48(a), a Declaration signed by the inventors including G. Burnell Hohl, attesting to the above, are filed concurrently herewith along with a check in the amount of \$130.00 for the petition fee required under 37 CFR § 1.17(l).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Commissioner is authorized to credit any overpayment or charge any additional fees to our Deposit Account No. 06-2425. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By: Ellsworth R. Roston  
Ellsworth R. Roston  
Registration No. 16,310

HOWARD HUGHES CENTER  
6060 Center Drive, Tenth Floor  
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Customer No. 24,201

ERR:dmc:52717.1

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

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*Donna M. Colon*  
Donna M. Colon

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventors: Michael Marra & G. Burnell Hohl

Serial No. 10/759,943

Filed: January 16, 2004

For APPARATUS FOR PROVIDING  
AURAL INDICATIONS OF THE FLIGHT  
OF A BALL WHEN THE BALL DISPOSED  
ON THE T-BALL STAND IS HIT BY A  
BATTER

Examiner: Not Yet Assigned

Group Art Unit: 3711

Client ID/Matter No. SPFUN-66948

Los Angeles, California 90045

Date: June 18, 2004

PETITION OF MICHAEL MARRA TO ADD G. BURNELL HOHL  
AS AN INVENTOR PURSUANT TO 37 CFR § 1.48 (a)

Mail Stop: Petitions  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully petitions the U.S. Patent Office to add, as a joint inventor, G. Burnell Hohl with Michael Marra on the above-identified application. Michael Marra states that the failure to add G. Burnell Hohl as a joint inventor with Michael Marra at the time of filing the application occurred without any deceptive intent on the part of applicant Michael Marra and of G. Burnell Hohl.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title

18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

By:   
MICHAEL MARRA

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop: Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 18, 2004.

*Anna M. Colon*  
Anna M. Colon

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventors: Michael Marra & G. Burnell Hohl

Serial No. 10/759,943

Filed: January 16, 2004

For APPARATUS FOR PROVIDING  
AURAL INDICATIONS OF THE FLIGHT  
OF A BALL WHEN THE BALL DISPOSED  
ON THE T-BALL STAND IS HIT BY A  
BATTER

Examiner: Not Yet Assigned

Group Art Unit: 3711

Client ID/Matter No. SPFUN-66948

Los Angeles, California 90045

Date: June 18, 2004

PETITION TO ADD G. BURNELL HOHL  
AS AN INVENTOR PURSUANT TO 37 CFR § 1.48 (a)

Mail Stop: Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully petitions the U.S. Patent Office to be added as a joint inventor with Michael Marra on the above-identified application. G. Burnell Hohl states that the failure to add G. Burnell Hohl as a joint inventor with Michael Marra at the time of filing the application occurred without any deceptive intent on the part of G. Burnell Hohl and on the part of applicant Michael Marra.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the

like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

By: G. Burnell Hohl  
G. BURNELL HOHL